

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT COURT OF MASSACHUSETTS**

\_\_\_\_\_  
JANEL RUSSELL DESIGNS, INC., )  
 )  
Plaintiff, )  
v. )  
 )  
BARMAKIAN METRO, INC., )  
 )  
Defendant. )  
\_\_\_\_\_

Civil Action No. 04-10821-RGS

**STIPULATION OF DISMISSAL**

The parties hereby stipulate, by their attorneys and pursuant to Fed.R.Civ.P. 41 (a)(1)(ii), that the entire action be dismissed with prejudice, without costs, and with all rights of appeal waived.

PLAINTIFF  
By its attorney,

DEFENDANT  
By its attorney,

/s/

/s/

\_\_\_\_\_  
Mark Pogue (BBO #550807)  
EDWARDS & ANGELL, LLP  
2800 Financial Plaza  
Providence, RI 02903  
(401) 274-9200

\_\_\_\_\_  
Michael J. Grace (BBO #205875)  
Richard M. Gilbert (BBO #552823)  
ADLER POLLOCK & SHEEHAN PC  
175 Federal Street  
Boston, MA 02110  
(617) 482-0600